

IN THE HIGH COURT OF JUDICATURE OF BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION
SUMMONS FOR JUDGEMENT NO. 591 OF 2003
IN
SUMMARY SUIT NO.4352 OF 2000

Suresh Agarwal .. Plaintiffs
versus
R.C.H. Barar & Co. & ors. .. Defendants

...

Mr.Kiran Jain for the plaintiff.

Mr.Ajay Samant for the defendant nos.1, 3, 4, 9 & 10.

CORAM : D.G. KARNIK, J.

DATED : 15th March 2005.

P.C.:

1. Heard the learned counsel for the parties.
2. Perused the affidavit in reply. The defences raised in the affidavit in reply filed by the defendant nos. 1, 3, 4, 9, and 10 require consideration. Triable issues arise in this case. Hence, defendant nos.1, 3, 4, 9 and 10 are granted

unconditional leave to defend the suit.

3. Suit shall stand transferred to the list of commercial causes. The defendants to file written statement within a period of one month.

D.G. KARNIK, J